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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Rajendra Narayanrao KANKAN et al

Group Art Unit: 1625

Serial No.: 10/542,268

Examiner: p. mORRIS

Filed: January 5, 2006

Confirmation No.: 5107

For: PHARMACEUTICAL PROCESS AND COMPOUNDS PREPARED THEREBY

RESPONSE TO ELECTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the restriction requirement mailed October 24, 2006, applicants hereby elect the Group I invention, i.e., claims 1-13 (drawn to a process of preparing).

This election is made with traverse.

In the present application, although claims to distinct and independent inventions are included, the search for the Group I-IV claims together would not be burdensome, since the subject matter of the Groups is closely related and pertinent art to the claims of the identified Groups would likely be found while searching each of the inventions individually.

As the Examiner is instructed in MPEP §803:

"If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to distinct or independent inventions."

Moreover, from the standpoint of costs to the Applicants involved in filing, issuance and maintenance fees relating to separate applications if the present Restriction Requirement is

maintained, it is clear that there is substantially more burden on Applicants by imposing the present Requirement than on the Patent Office if the Requirement were withdrawn.

In addition, it is noted that to require the claims of the various Groups to issue in separate patents would result in inconvenience to the public by necessitating reference to more than one patent during searching, in order to review closely related subject matter.

Therefore, withdrawal of the Restriction Requirement is warranted.

Reconsideration and withdrawal of the Restriction Requirement are respectfully requested.

Respectfully submitted,



TPP/mat
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